App F. IX-4

193 [illegible]

File No. 161-38

Previous References

Serial Nos. 5-8

Mlmy 161-38-1-4.

Letter References

Mlmy 5b 39-40, 1.6420

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 4.

Part B for April 1939.

SUBJECT.

Acquisition of lands for the Jalā grounds of Śrī Vidyāsāgara Nārāyaṇasvāmi in Gopichettipalayam Taluk.

No 1749-52 dy 12-4-39.

To Mlmy. Coll.

Gudalur.

Coimbatore.

Rev. Coll.

Sanctions the acquisition.

WD 0205—GPB—22,500—13-8-37

G. R. S. APP. F. III—1]

GENERAL AND REVENUE SECRETARIAT.

(Mzg)

NOTES.

File No. 161-38

FILE HEADING

Acquisition of lands for the Sthala Grounds of Sri Vidyaswatha Narayana Swamie Temple - Goribidnur Tk.

FROM

The Mazrai Commissioner

No. C 1312/38-39 Dated 31-3-39 Received 1-4-39

Diary No. 1296 | Enclos. 1 File of records | Spare copies | Serial No. 51

BRIEF ABSTRACT OF LETTER

Requests sanction to the acquisition of certain dry lands for forming the Sthala grounds of Sri Vidyaswatha Narayana Swamie Temple in Goribidnur Tk and solicits that the Notification should thereafter may be published in the Gazette.

NOTES AND ORDERS.

(1) It is noted that it is for the first time during the period of 10 yrs that Sec 17 of the L.A. Act is resorted to in connection with the acquisition of lands required for the benefit of a religious institution - It is also seen that sufficient opportunity has been afforded to the Khathedars or Anubhavadars to put forward their objections if any -

(2) Orders I, II & III are held for notes -

Notes—First Sheet

WD 0283—GPB—3,750—25-1-38

2) Acquisition of certain lands for the Jatra of the temple at Vidyaraswathi, Goribidnur taluk

1936

Mysy. - File No. 161 of 1938

General and Revenue Secretariat

3) The necessity for the acquisition of land under sec. 17 of the Land Acquisition Act is explained by the Dy. Comr., Kolar Dt., in his letter No. A6 / L.A. 22/37-38 dated 27th January 1939, and the Divisional Comr supports the D.C.'s proposal. Sec. 17 of the Land Acquisition Act merely empowers the Dy. Comr. to take possession of the lands, before the Dy. Commissioner making an award under Sec. 11 of the Act in case of urgency. The D.C.'s proposal to take action under Sec. 17 of the Act in this case is submitted for orders. So long as acquisition of the land is for a public purpose as defined in the Act, it does not seem to be in contravention of the Act to acquire the land under Sec. 17 for a public purpose.

The Revenue Minister approved

7/4/39

4/4

5.4.39

G.A.P. 4 APR 1939 3882

OFFICE OF SECOND MEMBER OF COUNCIL. 4 APR 1939 No. 9429.

TYPING SECTION

Serial No.	
6.	C—o No. 1749-S 20/12.4.39 Announcing the acquisition of the properties specified therein for the Jalia grounds of Sri Vidyaranyapuram Avenue Goribidnur Taluk
7	No. 1753/12/4/39 to the Comptroller Mysore Gazette for publication in the Gazette re: the particulars about the acquisition of lands specified therein.
~~8~~	
8	No. 1754/12/4/39 to the Comptroller Mysore Gazette for notifying the instructions issued as to taking possession of the lands for the Jalia grounds of Sri Vidyaranyapuram Avenue

B 19/4/39

WD 0544—GPB—30,000—2-9-38

I Mug 161-38-8

No. C.1312/38-39.

Encl: One File.

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

Bangalore, ...30th March.....193 9.

FROM S. ABDUL WAJID, Esq., B.A.,
~~K.V. ANANTARAMAN, Esq., B.A.,~~
Muzrai Commissioner in Mysore.

1296
1939

To

J. Appaji Gowda, Esq., B.A. (Hons.),
Secretary to the Government of His Highness
the Maharaja of Mysore,
..... General *Department.*

GENERAL SECRETARY
1 APR 1939

SIR,

Re: Acquisition of lands for the Jatra Grounds of Sri Viduraswatha Narayanaswami in Goribidnur Taluk.

Referring to your letter No.873/Muz.161-38-4, dated 1st December 1938, returning the records approving the proposals of this Office for dropping the acquisition proceedings in the case noted above, I have the honor to enclose herein, a copy of letter No.A6.L.A. 22/37-38 dated 27th February 1939 received from the Deputy Commissioner, Kolar District explaining in detail the circumstances under which it has since become necessary to take the acquisition proceedings in the case. I have since discussed the matter with the Deputy Commissioner and I agree with him that in the interest of peace and tranquility of the place, the acquisition of properties under the Land Acquisition Regulation is essential and request that sanction of Government be obtained thereto.

2) Notifications under Sections 17 (1) and (4) of the Land Acquisition Regulation (enclosed in the file of Vernacular Records herewith sent) may kindly be caused to be published in the Gazette, the Sub Division Officer, Chikkaballapur Sub-Division being empowered to take orders for the acquisition of properties (as this is a case of an urgent nature).

3) Out of the cost of acquisition which is estimated at Rs.2,017-1-7 (including the statuatory allowance of 15 per cent), a sum of Rs.5/-

may be met from the State and General Muzrai Fund Grants for the year under "Construction and Repairs" and the balance from the funds at the credit of the Institution.

I have the honour to be,

Sir,

Your most obedient servant,

Muzrai Commissioner.

Letter No.A6-L.A.22/37-38 dated 27-2-39 from the Deputy Commissioner District, to the Muzrai Commissioner in Mysore.

In enclosing herein entire file of records received from the Sub Division Officer, Chickballapur Sub Division, with his Memo No.34-P.L.A.25/38-39 dated 6th February 1939 regarding the acquisition of lands of Doddakurugodu village, Kasaba Hobli, Goribidnur Taluk, for Cattle Fair of Sri Viduraswatha Narayanaswami temple at Doddakurugodu, I write to state as follows:-

1. It is stated that in accordance with the instructions of the Dewan, the Dharmadarsis of Sri Viduraswatha Narayanaswami temple resolved at a meeting held on 27-9-1937 that the hiduvali lands utilised for the purpose of holding the jatra may be acquired as some of the owners thereof were objecting to the assemblage of men and cattle by trying to put up fences round their lands. The owners of lands would not permit the planting of shady trees in the area covered by the jatra grounds.

2. In accordance with the resolution, proposals for the acquisition of 128/1 to 10, 129, 135 } the marginally noted Survey Numbers of Doddakuru- 139/1 to 11, 140/1 to 3 } 141/1 to 4 and 142/1 to 3 } godu village with the declaration statements were submitted by the Land Acquisition Officer, Chickballapur, and the same were forwarded to the Secretary, Development Department, through you with a request that the notifications may be published in the Mysore Gazette, the cost of acquisition amounting to Rs 1,754 being proposed to be met out of the temple funds.

3. The jatra was being conducted till now on hiduvali lands with the implied or explicit consent, of those in possession and no compensation was paid to any of them but they were permitted to remove the manure from the lands used by the cattle.

4. Subsequently, the owners of these lands agreed to the holding of jatra in their lands and permitted the planting of shady trees thereon. Individual statements of parties were recorded to that effect, and a recommendation was therefore made by this office that the acquisition proceedings might be dropped. The proposals for acquisition were accordingly ordered to be dropped (vide your Memo No.D1 Dis.185/38-39 dated 3-12-1938).

5. But in view of the changed political atmosphere in this locality and in view of the special importance of Viduraswatha as a place of pilgrimage, I consider that it is very necessary and desirable to acquire these lands and kindly obtain get full control over this area and therefore request you to ~~secure~~ the sanction of Government very early for the acquisition of the property and to

publish the Notification under Section 17(1) of the Land Acquis
-ct -s an er-rgent measure. Draft notifications under Section 17(1)
of the Land Acquisition Act both in English and Kannada are enclosed
-or favour of necessary action.

3. The Sub Division Officer, Chickballapur, may be appointed to
-erform the functions of a Deputy Commissioner, under the Land Acquisition
-ct and authorised to take orders for the acquisition of the said property.

The Comoiler, Mysore Gazette, may be kindly requested to send 30 spare copies of each of the Notifications in Kannada and English to the Sub Division Officer, direct, for giving publicity. I request the favour of your kinaly treating this matter as very urgent.

"Copy"

M. N. Anantha Murthy.

For Muzrai Commissioner

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Read :—

Letter No.C.1312/38-39 dated 31st March 1939 from the Muzrai Commissioner recommending sanction to the acquicition of the marginally noted hiduvali lands of Doddakurugodu village of Goribidnur Taluk required for the Jatra grounds of Sri Vidurasvatha Narayanaswami.

S.Nos.128/1 to 10, 129, 135, 139/1 to 11, 140/1 to 3, 141/1 to 4 and 142/1 to 3.

ORDER NO. 1749-52/Mzy 161-38-6

Dated, Bangalore, the 12th April 1939.

1. The acquisition of the properties recommended above is sanctioned, the Assistant Commissioner in charge of the Chickballapur Sub Division being appointed to perform the functions of a Deputy Commissioner under the Land Acquisition Act and authorised to take order for acquisition of the said properties.

2. In view of the urgency of the case, proceedings may be taken under Section 17 of the Land Acquisition Act for immediately taking possession of the properties.

3. The declaration statements in English and Kannada will be forwarded to the Compiler, Mysore Gazette, for publication.

4. The cost of acquisition may be met as follows:-

Rs.5/- from the provision under the State and General Muzrai Fund Grants for the current year under Construction and Repairs and the balance from funds at the credit of the Institution.

for General Secretary to Government.

To

The Muzrai Commissioner in Mysore with records.
The Comptroller to Government.
The Compiler, Mysore Gazette with declaration statements.
The Revenue Commissioner in Mysore.

S/6.

DRAFT

Subject

Section. Mis

File No. 161-38

Serial No. 6

Diary No. of letter replied to 1296

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT

Read:–

Letter No. C 1312 dated 31-3-39 (38-39)

from the M-C- the Deputy Commissioner

recommending sanction to the acquisition of ~~property~~ lands of ~~in the~~ Doddakunagodu village of Gowribidnur Taluk required for the garden grounds of Sri Viswakwatha Karanyaswami

the 12-4-1939

Date of issue

Signed by Dy Sec. V. Dyr.

Order No. H 1749-52 Dated 12.4.39

Nos:- 128/1 to 10, 129, 135, 139/1 to 11, 140/1 to 3, 141/1 to 4, 142/1 to 3.

1 The acquisition of the property recommended above is sanctioned, the Assistant Commissioner in charge of the Chickballapur Sub Division being appointed to perform the functions of a Deputy Commissioner under the Land Acquistion Regulation and authorised to take order for acqusition of the said property.

2) In view of the urgency of the case, proceedings may be taken under Sec 17 of the Land Acqn Act for immediately taking possession of the premises.

2A

2 The declaration statements in English and Kannada will be forwarded to the Compiler, Mysore Gazette for publication.

3 The cost of acquisition may ~~as proposed~~ be met ~~from~~ as follows:-

(1) Rs 5/- from the provision under the State & Genl Mez. Fund Grants for the current year under "Construction and Repairs" & the balance from funds at the credit of the Instn

Secretary to Government.

To The M.C. with records

The R.C. Copy to Records

The Comptr. as usual

The D.C. etc